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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/085,454
Applicant(s): David W. NELMS et al.
For: NON-RECTANGULAR SHAPED CREDIT CARD WITH CASE
Confirmation No.: 1815
Customer No.: 26116
Docket No.: DSC-7A (11677/00801)
Filed: February 27, 2002
Group Art Unit: 3611
Examiner: Cassandra Hope Davis

Via Facsimile: 703-87209306

Attention: Office of Petitions

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

**RENEWED PETITION TO CLAIM BENEFIT UNDER 35 U.S.C. § 120 OF A PRIOR
COPENDING NONPROVISIONAL APPLICATION UNDER 37 C.F.R. § 1.78(A)(3)**

The Applicants hereby submit this renewed petition under 37 CFR 1.78(a)(3). This renewed Petition is filed in response to the Decision on Petition Under 37 CFR § 1.78(a)(3) mailed March 16, 2005. In the Decision, the prior petition was dismissed for failure to comply with the requirement of 37 CFR 1.78(a)(2)(i) that a nonprovisional application claiming the benefit of one or more prior-filed copending nonprovisional applications must contain or be amended to contain a reference to each such prior-filed applications, identifying it by application number (consisting of the series code and serial number) and indicating the relationship of the applications.

I hereby certify that this correspondence is being sent via facsimile to:
(703) 872-9306, ATTN: Office of Petitions, on

March 21, 2005

Date of Deposit

Douglas A. Sorensen (Reg. No. 31,570)

Name of Applicant, Assignee, or Registered
Representative

Signature

March 21, 2005

Date of Signature

Application No. 10/085,454
Response to Decision on Petition Under 37 CFR 1.78(a)(3)
Dated March 21, 2005

The prior Amendment filed May 4, 2004, failed to state the relationship of Application No. 29/133,861, filed December 8, 2000, to the instant application. A substitute Amendment is being submitted concurrently herewith. In the Substitute Amendment, the amendment to the specification now states that "This application is a continuation-in-part of U.S. Provisional Application Serial No. 60/306,743, filed July 20, 2001, now abandoned, which is incorporated herein by reference. This application is a continuation-in-part of Application Serial No. 29/133,861, filed December 8, 2000, now issued U.S. Patent No. D457,556." The only revisions to the amendment filed May 4, 2004, are these references to the prior applications.

The Applicants hereby renew their petition in accordance with 37 C.F.R. § 1.78(a)(3) to claim the benefit, for this application, under 35 U.S.C. § 120, of prior copending application no. 29/133,861, filed December 8, 2000. Applicants have previously filed an Amendment, Request and Fee to Add To Original Erroneously Not Named Inventors in a Non-Provisional Application to add an inventor to this application. Applicants request granting of this Petition to claim the benefit of the prior copending application. Applicants state that the entire delay between the date the claim for the benefit of the earlier application was due under 37 C.F.R. § 1.78(a)(2)(ii) and the date this claim is filed was unintentional.

Applicants previously submitted a check in the amount of \$1,280.00 for the surcharge fee required by 37 C.F.R. § 1.55(c)(1). Any fee required by this document other than the issue fee, and not submitted herewith should be charged to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260. Any refund should be credited to the same account.

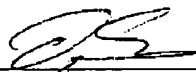
If an extension of time is required to enable this document to be timely filed and there is no separate Petition for Extension of Time filed herewith, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

Any other fee required for such Petition for Extension of Time and any other fee required by this document pursuant to 37 C.F.R. §§ 1.16 and 1.17, other than the issue fee, and not

Application No. 10/085,454
Response to Decision on Petition Under 37 CFR 1.78(a)(3)
Dated March 21, 2005

submitted herewith should be charged to Sidley Austin Brown & Wood LLP's Deposit Account
No. 18-1260. Any refund should be credited to the same account.

Respectfully submitted,

By: 
Douglas A. Sorensen
Registration No. 31,570
Attorney for Applicants

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March 21, 2005